

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Wenger S.A.,

Plaintiff,

-against-

Galaxy Brands LLC et al.,

Defendants.

**USDC SDNY**  
**DOCUMENT**  
**ELECTRONICALLY FILED**  
**DOC #:** \_\_\_\_\_  
**DATE FILED:** 11/17/2022

1:20-cv-01107 (LGS) (SDA)

**ORDER**

**STEWART D. AARON, United States Magistrate Judge:**

Before the Court is a Letter Motion by Plaintiff seeking to compel third-party Walmart Inc. to fully comply with Plaintiff's subpoena. (Letter Motion, ECF Nos. 149 & 150.) Following a telephone conference on November 15, 2022 with Plaintiff, Defendant Olivet International, Inc. and Walmart, Inc., it is hereby Ordered that Plaintiff's Letter Motion is GRANTED IN PART and DENIED IN PART as follows:

1. Plaintiff and Walmart shall meet and confer regarding appropriate search terms, custodians and date ranges to be used for Walmart's search for electronically stored information responsive to Plaintiff's subpoena.
2. No later than November 22, 2022, Plaintiff and Walmart shall file a joint letter as to the status of their negotiations and shall set forth any remaining disputes regarding the search terms, custodians and/or date ranges.
3. The Court, in its discretion, declines to impose sanctions against Walmart at this time.

The parties shall meet and confer in good faith to avoid any future disputes.

**SO ORDERED.**

Dated: New York, New York  
November 17, 2022

A handwritten signature in black ink, reading "Stewart D. Aaron". The signature is written in a cursive, flowing style. The first name "Stewart" is written with a capital 'S' and a lowercase 't'. The middle initial "D." is written with a capital 'D' and a period. The last name "Aaron" is written with a capital 'A' and a lowercase 'n'. The signature is positioned above a horizontal line.

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STEWART D. AARON  
United States Magistrate Judge